THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION NO.19056 OF 1998

DATED: 21-06-2007

Between:

Sangam Madhusudhan and others

.. Petitioners

and

The Singareni Collieries Company Limited, Bellampalli (Projects Area), Adilabad District and others.

.. Respondents

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ORDER:

The learned counsel on either side fairly conceded that the issue that arises for consideration in this writ petition is squarely covered by a Judgment delivered by this Court on 20.01.2000 in W.P.No.7434 of 1997 and batch, which were disposed of holding as under:

> "It is agreed at the Bar that the deduction of penal rent at the rate of Rs.1,500/- per month would depend upon the result of the enquiry and findings of the Committee of the Officers.
>
> For the aforesaid reasons, this batch of writ petitions are disposed of directing the respondent company herein not to deduct any penal rent from the salaries of the petitioners and other employees until a decision is taken by the Committee of the Officers constituted for the purpose of making an enquiry in terms of the aforementioned directions. However, it shall be open to the company to deduct the penal rent from the salaries of such of those petitioners and employees who are not entitled for the protection of the settlement dated 31st July, 1997 and who continued to be in unauthorized occupation of the residential staff quarters with retrospective effect. Likewise, such of those petitioners and other employees who are found to be entitled for the protection of the settlement, are entitled for the return of penal rents so collected from them, and the company shall have to repay the same to the eligible petitioners and other employees. It shall be open to the respondent company to take such further steps as it

may wish to do so to secure the eviction of the staff quarters from the possession of such unauthorized occupants who are not entitled for the protection of the settlement."

Therefore, this writ petition is also liable to be disposed of in terms of the above Judgment and, accordingly, disposed of. There shall be no order as to costs.

C.V. RAMULU, J

21st June, 2007.

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